

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1877

IN THE MATTER OF:

Served September 7, 1978

Application of ATWOOD'S TRANSPORT)
LINES, INC., to Purchase)
Certificate No. 12 of THE GRAY)
LINE, INC.)

Case No. AP-78-30

By application filed August 28, 1978, Atwood's Transport Lines, Inc. (Atwood's), seeks authority pursuant to Title II, Article XII, Section 12 (b) of the Compact, to purchase the operating rights of The Gray Line, Inc. (Gray Line), as well as 15 of its motor buses, one 11-passenger van, one station wagon, three automobiles, and certain other operating properties and assets including shop and garage equipment, radios, office furniture and supplies, bus parts, and membership in The Gray Line Sight-Seeing Association, Inc. The total purchase price to be paid by Atwood's to Gray Line for these assets is \$547,500 due upon consummation of the transaction.

The operating rights to be transferred would involve authority from the Interstate Commerce Commission (ICC) as well as this Commission. Atwood's has filed for authority under Section 5 of the Interstate Commerce Act regarding the purchase of operating rights issued by the ICC.

Relevant to our consideration, Atwood's is wholly owned by the Frank Martz Coach Company pursuant to Order No. 1424, served May 2, 1975, and holds WMATC Certificate of Public Convenience and Necessity No. 14 authorizing certain regular-route service, charter operations pursuant to contract with the National Geographic Society, and specified charter operations including service between points in that part of the Metropolitan District located within the Capital Beltway on the one hand, and, on the other, points in the Metropolitan District.

Gray Line holds WMATC Certificate of Public Convenience and Necessity No. 12 which authorizes the following service:

(A) Regular-route operations transporting passengers and their baggage, during the officially scheduled racing season only, between Washington, D. C., on the one hand, and, on the other, race tracks in Upper Marlboro and Bowie,

Md., and Rosecroft Raceway, near Oxon Hill, Md., each over a specified route serving no intermediate points;

(B) Irregular-route operations

(1) Charter operations

(a) round-trip or one-way: from points in the Metropolitan District, not including Alexandria, Va., to points in the Metropolitan District.

(b) one-way: from Alexandria, Va., to points in the District of Columbia.

(2) Special Operations

(a) round-trip, sightseeing or pleasure tours, from points in the Metropolitan District, except Dulles International Airport, and Alexandria, Va., to points in the Metropolitan District; and from Alexandria, Va., to the District of Columbia, points in that part of the State of Maryland located in the Metropolitan District, and points in that part of the Commonwealth of Virginia in the Metropolitan District, via the District of Columbia, and return.

(b) one-way, sightseeing or pleasure tours, from points in the Metropolitan District, except Dulles International Airport and Alexandria, Va., to points in the District of Columbia.

Approval of a purchase application subject to Title II, Article XII, Section 12 requires a finding that the proposed transaction is consistent with the public interest, to be made following a public hearing, if warranted.

THEREFORE, IT IS ORDERED:

1. That this matter is hereby scheduled for public hearing on Monday, October 2, 1978, at 9:30 a.m. in the Hearing Room of the Commission, Room 314, 1625 I Street, N. W., Washington, D. C. 20006.

2. That Atwood's Transport Lines, Inc., is hereby directed to publish once in a newspaper of general circulation in the Metropolitan District notice of this application and hearing in the form prescribed by the staff of the Commission no later than Friday, September 15, 1978.

3. That Atwood's Transport Lines, Inc., and The Gray Line, Inc., are both directed to post notice of this application and hearing

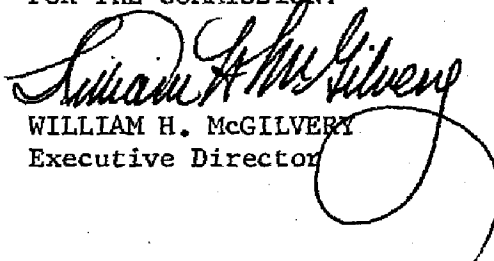
continuously through the date of said hearing in each of the vehicles operated by said carriers in the form prescribed by the staff of the Commission, on or before September 15, 1978.

4. That Atwood's Transport Lines, Inc., produce at the hearing affidavits of publication and posting.

5. That any person desiring to protest shall file a protest in accordance with Commission Rule 14, or any person desiring to be heard in this matter shall so notify the Commission, in writing, no later than Monday, September 25, 1978, and shall mail a copy of said protest or notice to counsel for applicant, L. C. Major, Jr., Esquire, Major, Sage and King, 6121 Lincolnia Road, Alexandria, Va. 22312.

6. That Atwood's Transport Lines, Inc., is hereby assessed \$400 pursuant to Title II, Article XII, Section 19 of the Compact and directed to deliver said amount to the office of the Commission, Suite 316, 1625 I Street, N. W., Washington, D. C. 20006, no later than Monday, September 25, 1978.

FOR THE COMMISSION:


WILLIAM H. MCGILVER
Executive Director

